Signature

# 2004-05-24 15:32:00 (GMT) RECEIVED CENTRAL FAX CENTER

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Application Number 10/735,962 TRANSMITTAL Filing Date December 15, 2003 **FORM** First Named Inventor HOWARD Art Unit (to be used for all correspondence after initial filing) 2171 Examiner Name NVA Attorney Docket Number D/A 3284 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication ~ Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board Fee Attached Licensing-related Papers of Appeals and Interferences Appeal Communication to TC Amendment/Reply Petition (Appeal Notice, Brief, Repty Brief) Petition to Convert to a After Final Provisional Application Proprietary Information Power of Attorney, Revocation Affidavits/declaration(s) Change of Correspondence Address Status Letter Other Enclosure(s) (please Extension of Time Request Identify below): Extra copy of Fee Transmittat; Statement by Request for Refund Express Abandonment Request attorney of record; executed Declaration and Power of Attorney CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority This response is submitted within two monts of the date of the Notice of Missing Parts dated March 24, 2004 (copy enclosed) issued for the agree-identified patent application. No fees for Response to Missing Parts/ extensions of time are believed to be due. Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Charles A. Rattne Individual name Signature Date May 24, 2004 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Typed or printed name Charles A. Rattner

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gethering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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Date

May 24, 2004

2/15 Conf 10

SUBMITTED BY

Name (Print/Type)

Signature

Charles AnRettner

lee.

PTO/SB/17 (10-03)
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
or the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of Information unless it displays a valid OMB control number. Complete If Known FEE TRANSMITTAL 10/735,962 Application Number for FY 2004 Filing Date December 15, 2003 HOWARD First Named Inventor Effective 10/01/2003. Patent fees are subject to annual revision Examiner Name N/A Applicant claims small entity status. See 37 CFR 1.27 Art Unit 2171 **TOTAL AMOUNT OF PAYMENT** (\$) 130.00 D/A 3284 Attorney Docket No. METHOD OF PAYMENT (check all that apply) FEE CALCULATION (continued) Check Credit card Money Order Other None 3. ADDITIONAL FEES arge Entity | Small Entity Fee (\$) Fee Fee Deposit Account Number Fee Description 24-0037 Fee Paid 1051 2051 65 Surcharge - late filing fee or oath 130 130.00 Deposit Account 1052 50 2052 25 Surcharge - late provisional filing fee or cover sheet Xerox Corporation Name 130 Non-English specification 1053 130 1053 Director is authorized to: (check all that apply) 1812 2,520 For filing a request for ex parte reexamination 1812 2.520 Charge fee(s) indicated below Credit any overpayments 1804 920 1804 920\* Requesting publication of SIR prior to Charge any additional fee(s) or any underpayment of fee(s) Examiner action Charge fee(s) indicated below, except for the filing fee 1805 1.8401 1805 1,840\* Requesting publication of SIR after Examiner action to the above-identified deposit account. 1251 110 2251 55 Extension for reply within first month FEE CALCULATION 1252 2252 420 210 Extension for reply within second month 1. BASIC FILING FEE 1253 950 2253 475 Extension for reply within third month rge Entity Small Entity Fee Fee Fee Fee Fee Description Fee Paid 1254 1.480 2254 740 Extension for reply within fourth month 1001 770 2001 385 1255 2.010 2255 1,005 Extension for reply within fifth month Utility filing fee 1002 340 2002 170 1401 330 165 Notice of Appeal Design filing fee 2401 1003 530 2003 265 Plant filing fee 1402 330 165 Filling a brief in support of an appeal 1004 770 2004 385 1403 Reissue filing fee 290 2403 145 Request for oral hearing 1005 160 2005 80 1451 Provisional filing fee 1.510 1451 1,510 Petition to institute a public use proceeding SUBTOTAL (1) (\$) 1452 110 2452 55 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unintentional 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE 1501 1,330 665 Utility issue fee (or reissue) 2501 Extra Claims below Fee Pald 1502 480 2502 240 Design issue fee Total Claims x -20\*\* = 1503 640 2503 320 Plant issue fee independent Claims 1460 130 1460 130 Petitions to the Commissioner 1807 50 1807 50 Processing fee under 37 CFR 1.17(q) Large Entity Small Entity 1806 1806 180 180 Submission of Information Disclosure Strnt Fee Description Fee Fee Code (\$) 40 Recording each patent assignment per Code (\$) 8021 40 8021 1202 Claims in excess of 20 property (times number of properties) 2202 q 18 770 385 Filing a submission after final rejection (37 CFR 1.129(a)) 1809 2809 1201 86 2201 43 Independent claims in excess of 3 1203 290 385 For each additional invention to be examined (37 CFR 1.129(b)) 2203 145 Multiple dependent claim, if not paid 1810 770 \*\* Reissue Independent claims over original patent 1204 86 2204 43 1801 770 2801 385 Request for Continued Examination (RCE) "Reissue claims in excess of 20 and over original patent 1205 18 2205 9 1802 900 1802 900 Request for expedited examination of a design application Other fee (specify) SUBTOTAL (2) (\$) \*Reduced by Basic Filing Fee Paid SUBTOTAL (3) or number previously paid, if greater; For Reissues, see abov (\$) 130.00

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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Registration No.

(Attorney/Agent)

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40.136

(Complete (# applicable))

Telephone 203-662-9858



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UNITED STATES DEPARTMENT OF COMMERCE UNITED STATES INSTANCIATION OF GOOD United States Patient and Tradistingth Office Address COMMISSIONER FOR PATIENTS P.C. Dex 1456 Alexandra, Vinginia 22313-1450

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/735,962

12/15/2003

Mark Anthony Howard

D/A 3284

**CONFIRMATION NO. 3390** 

**FORMALITIES LETTER** 

OC000000012170942

Charles A. Rattner Apt 7 240 Wardwell St Stamford, CT 06902-5254

Date Mailed: 03/24/2004

#### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

#### **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration: Mark Anthony Howard
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

\$130 Late oath or declaration Surcharge.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

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Customer Service Center Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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MAY 2 4 2004



Docket No. D/A 3284

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) :

HOWARD, Mark Anthony, et al.

Group Art Unit: 2171

Serial No

10/735,962

Examiner: N/A

Filed

December 15, 2003

Conf. No.: 3390

For

MULTI-TIERED STRUCTURE FOR FILE SHARING BASED ON

**SOCIAL ROLES** 

### **STATEMENT**

MAIL STOP MISSING PARTS
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned attorney hereby confirms that the enclosed Declaration and Power of Attorney was executed by the inventor, Mark Anthony Howard, for U.S. Patent Application Ser. No. 10/735,962 filed on December 15, 2003.

Respectfully submitted,

Dated: May 24, 2004

**D.**..

Charles A. Rattner Registration No. 40,136 12 Homewood Lane Darien, CT 06820-6109 (203) 662-9858

(203) 547-6129 (facsimile) crattner@axiomlegal.net

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